

IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Criminal Writ Petition No. 988 of 2004 (M/B)

1. Raghunath S/o Sri Sant Lal
2. Smt. Chandramohani W/o Sri Raghunath
3. Mohit Wadhwa S/o Sri Raghunath.
Saharanpur, District Saharanpur. Petitioner

Versus

State of Uttaranchal & others. Respondents

Mr. Lok Pal Singh, learned counsel on behalf of the petitioners.

Learned Government Advocate for the State.

Mr. Navneet Kaushik, learned counsel on behalf of respondent No. 3.

Coram: Hon. V.S. Sirpurkar, C.J.

Hon. Irshad Hussain, J.

(Per Hon'ble the Chief Justice)

1. Heard Mr. Lok Pal Singh, learned counsel appearing on behalf of the petitioners, Mr. Navneet Kaushik, learned counsel, who accepted the notice on behalf of respondent No. 3 and learned Government Advocate, who accepted the notice on behalf of respondents No. 1 & 2.

2. This is a writ petition for quashing the First Information Report dated 23.09.2004. Mr. Lok Pal Singh, learned counsel is allowed to withdraw this writ petition, but, with the observation that the petitioners, if surrender before the concerned Magistrate and move the bail application, the Magistrate shall decide the bail application of petitioner No. 2 on the same day and in the case of petitioners No. 1 & 3, the Magistrate may take one more day to decide their bail application.

3. Accordingly, the writ petition is disposed of as withdrawn.

(Irshad Hussain, J.)
06.10.2004

(V.S. Sirpurkar, C.J.)
06.10.2004